

Purchased/Filed: June 30, 2008

**AFFIDAVIT OF SERVICE ON A CORPORATION BY THE SECRETARY OF STATE**

State of New York

U. S. District Court

Southern Dist. County

Eric Borg

Plaintiff

against

86th & 3rd Owner, LLC, Bovis Lend Lease LMB, Inc. and Del Savio Construction Corp.

Defendant

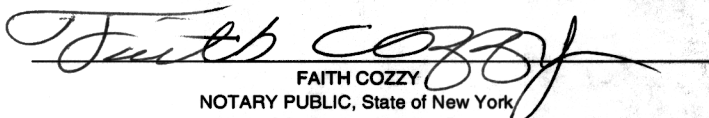
STATE OF NEW YORK ) COUNTY OF ALBANY ) SS CITY OF ALBANY )	<b>DESCRIPTION OF PERSON SERVED:</b> Weight: <u>155 Lbs</u> Height: <u>5'5</u> Sex: <u>Female</u> Color of skin: <u>White</u> Hair color: <u>Blonde</u> Other: _____	Approx. Age: <u>45 yrs</u>
--	--	----------------------------

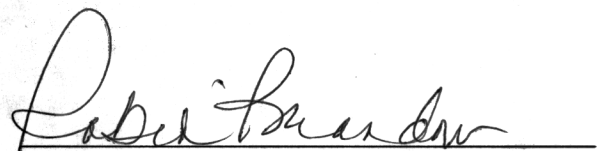
Robin Brandow, being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on July 3, 2008, at 12:30 pm, at the office of the Secretary of State of the State of New York in the City of Albany, New York deponent served the annexed Summons in a Civil Action, Complaint, Judge's Indiv. Rules and Electronic Case Filing Rules & Instructions on Bovis Lend Lease LMB, Inc., the Defendant in this action, by delivering to and leaving with Donna Christie, AUTHORIZED AGENT in the Office of the Secretary of State, of the State of New York, personally at the Office of the Secretary of State of the State of New York, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State a fee of 40.00 dollars; That said service was made pursuant to Section BUSINESS CORPORATION LAW §306.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Sworn to before me on this

3rd day of July, 2008

  
FAITH COZZY  
NOTARY PUBLIC, State of New York  
No. 01CO6158874, Albany County  
Commission Expires Jan 8, 2011

  
Robin Brandow

Invoice•Work Order # 0812698